

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

Dated this the 16th day of June, 1998

B e f o r e

THE HON'BLE MR. JUSTICE V.P. MOHAN KUMAR

Writ Petition No.17419 of 1997

Between:

Sri Hafizulla,
S/o Sri Jaleel Sab,
Aged about 36 years,
No.4, Journalist Colony,
Kalasipalyam,
Bangalore- 560 002.

.. Petitioner

(By Sri B.Puttaswamy, Adv.)

A n d:

1. The Commissioner,
of Workmen Compensation &
Labour Officer,
Sub-Division-2, II Floor,
V.S.I.L. Building,
J.C.Road, Bangalore- 560 002.

2. Sri Mohammed Ali,
S/o Abdul Rehaman,
Aged about 55 years,
No.30, Old Bomboo Bazaar,
Broadway Cross, Bangalore.

3. M/s New India Assurance Co.,
Represented by its
Branch Manager,
No.4, II Floor, Mission Road,
Unity Building,
Annexe, Bangalore.

4. The Special Tahsildar,
Bangalore North (Addl) Taluk,
Krishi Bhavan, Bangalore.

.. Respondents

(By Sri Chinnappa K.Kambeyanda, Adv. for R-3

(By Sri T.Mahabalashetty, Adv. for R-2
Sri C.Ramakrishna, HCGP, for R-4)

This Writ Petition filed under Articles 226 & 227 of the Constitution of India praying to issue a writ of certiorari or any other appropriate writ, order or direction, to quash the orders passed by the 1st respondent dated 25-4-1995 at Annexure-B and demand notice No.BNG/North Tq/Addl./C.12/Misc/130/1996-97, Annexure-D as the same are illegal, arbitrary, unjust and unsustainable etc.

This petition coming on for Preliminary hearing in B Group this day, the Court made the following:

O _ R _ D _ E _ R

The dispute raised in this writ petition is regarding the liability for payment of insurance amount to the 2nd respondent by the 3rd respondent. Proceedings were initiated by the 1st respondent against the petitioner whereupon he contested the dispute. After issue of notice the 2nd and 3rd respondents have entered appearance. Sri Shyam Prakash, learned Counsel appearing for the 3rd respondent submits that there is an insurance policy taken by the petitioner herein making the 3rd respondent liable to indemnify the petitioner in respect of the amount in question. He seeks some time to pay the amount. Taking into account

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the circumstances four weeks' time is granted to discharge the liability in pursuance of Annexure-B to the 2nd respondent herein. The writ petition stands disposed of as above.



Sd/-
JUDGE

Vb/-